

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 COVINGTON SPECIALTY INSURANCE  
4 COMPANY,

5 Plaintiff

6 v.

7 FREAKLING BROS., INC., et al.,

8 Defendants

Case No.: 2:23-cv-00968-APG-VCCF

**Order**

9 Plaintiff Covington Specialty Insurance Company filed this lawsuit in this court based on  
10 diversity jurisdiction. However, Covington's allegations about its own citizenship did not make  
11 sense and Covington did not allege the citizenship of the members of defendant Grand Flamingo  
12 Capital Management, LLC. In response, Covington has voluntarily dismissed Grand Flamingo  
13 and seeks to file an amended complaint that clarifies its own citizenship. ECF No. 11. Under  
14 Federal Rule of Civil Procedure 15(a)(1)(A), a "party may amend its pleading once as a matter of  
15 course within . . . 21 days after serving it." Covington has not previously amended its complaint  
16 and it has been less than 21 days from service. Covington therefore does not need leave of the  
17 court to file an amended complaint.

18 I THEREFORE ORDER that the order to show cause (ECF No. 8) is satisfied and I will  
19 not dismiss this case for lack of subject matter jurisdiction.

20 I FURTHER ORDER that plaintiff Covington Specialty Insurance Company may detach  
21 and file separately its amended complaint at ECF No. 11-1.

22 DATED this 17th day of July, 2023.

23 

ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE